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Special Appearance as Attorneys for Specially Appearing  
Defendant Intrepid Travel Proprietary Limited

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Attorneys for Plaintiffs Philip Allen and  
Brian Calder

**UNITED STATES DISTRICT COURT FOR THE  
CENTRAL DISTRICT OF CALIFORNIA - SOUTHERN DIVISION**

Philip Allen and Brian Calder on behalf  
of themselves and all others similarly  
situated,

Plaintiffs,

v.

PEAK DMC NORTH AMERICA, a  
California corporation (formerly known  
as SUNTREK TOURS, INC., a  
California corporation, and dba  
INTREPID SUNTREK); INTREPID  
TRAVEL PROPRIETARY LIMITED,  
an Australian proprietary company, and  
DOES 1-10, inclusive

Defendants.

Case No.: CV12-5165-CAS(JCGx)

~~[PROPOSED]~~ ORDER ON  
STIPULATION TO EXTEND TIME TO  
RESPOND TO INITIAL COMPLAINT

Complaint served: May 23, 2013  
Current response date: September 10,  
2013  
New response date: March 10, 2014

Pursuant to the stipulation between Intrepid Travel Proprietary Limited, an  
Australian proprietary company, and the plaintiffs, good cause appearing therefor, the  
Court hereby extends for a period of 180 days until March 10, 2014 the responsive  
pleading date for Intrepid Travel Proprietary Limited ("Intrepid") while the parties to  
this action, the parties to the related State Court action, and the Courts work to resolve

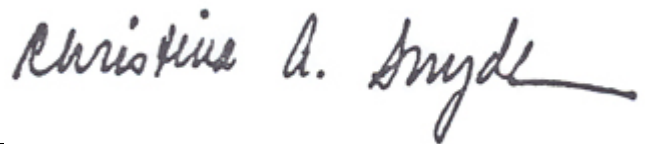
1 the post-mediation proceedings. In conformity with the stipulation, the Court orders  
2 equitably tolled for an additional 180 days all claims of putative collective class  
3 members against Defendant Intrepid while the parties to this action, the parties to the  
4 State Court action, and the Courts work to resolve the post-mediation proceedings.  
5 Court further finds that Intrepid is not availing itself of the jurisdiction of this Court  
6 by any agreement, participation in any mediation, post mediation meetings, hearings,  
7 agreements, pleadings, or appearances related to this action or the Stipulation upon  
8 which this Order is based and Intrepid's Stipulation does not constitute a general  
9 appearance by Intrepid.

10 In the event that the parties to this action, the parties to the related State Court  
11 action or the Courts do not resolve the post mediation proceedings and Intrepid is not  
12 dismissed from this action as a result of final approval by this Court of the proposed  
13 settlement, Intrepid and Plaintiffs shall stipulate to a new response date for Intrepid to  
14 file responsive pleadings and shall also stipulate to a corresponding number of days  
15 that claims of putative collective class members against Defendant Intrepid will be  
16 equitably tolled.

17 IT IS SO ORDERED.

18 Dated: September 11, 2013

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20 By: \_\_\_\_\_



21 Judge of the District Court  
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